

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

---

THE NEW YORK TIMES COMPANY,	:	x
	:	
Plaintiff,	:	
	:	16 Civ. 3098 (JSR)
	:	
	:	
- against -	:	
	:	
CENTRAL INTELLIGENCE AGENCY,	:	
	:	
Defendant.	:	
	x	

---

**PLAINTIFF'S NOTICE OF CROSS-MOTION  
FOR PARTIAL SUMMARY JUDGMENT**

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law; the Declaration of David E. McCraw, dated July 1, 2016, and the attachments thereto; and all prior papers and proceedings in this action, Plaintiff The New York Times Company (“The Times”) shall move the Court at oral argument on August 24, 2016 at 4:00 p.m. for an order denying the motion for summary judgment of Defendant Central Intelligence Agency (“CIA”) and granting The Times’s cross-motion for partial summary judgment by directing the CIA to (i) acknowledge the three documents at issue and (ii) produce the three documents subject to any redactions that the CIA believes can be made under the Freedom of Information Act and setting a schedule for further motion practice for any challenges that The Times may have to such redactions. The Times further respectfully requests that the Court award The Times the costs of these proceedings, including reasonable attorney’s fees, as expressly permitted by 5 U.S.C. § 552(a)(4)(E), and grant such other and further relief as the Court deems just and proper.

PLEASE TAKE FURTHER NOTICE that the CIA will file its reply and opposition to The Times's cross-motion by July 22, 2016. The Times will file its reply by August 3, 2016. Arguments on the motions will be heard on August 24, 2016 at 4:00 p.m.

Dated: New York, NY  
July 1, 2016

Respectfully submitted,

/s/ David E. McCraw

David E. McCraw  
Tali R. Leinwand  
The New York Times Company  
Legal Department  
620 Eighth Avenue  
New York, NY 10018  
Phone: (212) 556-4031  
Facsimile: (212) 556-1009  
Email: [mccraw@nytimes.com](mailto:mccraw@nytimes.com)  
*Counsel for Plaintiff*